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12 Attorneys for Plaintiff
13 VERIGY US, INC.

14 UNITED STATES DISTRICT COURT
15 NORTHERN DISTRICT OF CALIFORNIA
16 SAN JOSE DIVISION

17 VERIGY US, INC, a Delaware Corporation

18 Plaintiff,

19 vs.

20 ROMI OMAR MAYDER, an individual;
21 WESLEY MAYDER, an individual; SILICON
22 TEST SYSTEMS, INC., a California Corporation;
23 and SILICON TEST SOLUTIONS, LLC, a
24 California Limited Liability Corporation,
25 inclusive,

26 Defendants.

Case No. C07 04330 RMW (HRL)

**DECLARATION OF MELINDA M.
MORTON IN SUPPORT OF PLAINTIFF'S
ADMINISTRATIVE MOTION FOR
LEAVE TO FILE DOCUMENTS UNDER
SEAL**

Judge: Honorable Howard R. Lloyd
Ctrm: 2

1 I, Melinda M. Morton, declare as follows:

2 1. I am an attorney licensed to practice law before all of the courts of the State of
3 California. I am an associate with the law firm of Bergeson, LLP, counsel of record for Plaintiff
4 Verigy US, Inc. ("Verigy" or "Plaintiff") in the above-captioned action. I have personal
5 knowledge of the facts set forth in this declaration, and, if called to do so, I could and would
6 competently testify thereto.

7 2. I submit this declaration in support of Verigy's Administrative Motion for Leave to
8 File Document Under Seal.

9 3. I have reviewed the following materials ("the Materials"):

10 (a) Portions of Verigy's Notice of Motion and Motion to Compel Amended
11 Response and Responsive Information to Request for Production No. 17 from Romi Mayder and
12 Silicon Test Systems, Inc.; Supporting Memorandum of Points and Authorities in Support (the
13 "MPA"); and

14 (b) Exhibits D, E, F,G, H, J,K, and L to the Declaration of Melinda M. Morton.

15 4. I have determined that these Materials (hereafter "the Materials") each disclose
16 information that has been designated as "Highly Confidential—Attorneys' Eyes Only" (portions
17 of the MPA and Exhibits D, E, F, K, and L) or "Confidential" (portions of the MPA and Exhibits
18 G, H, and J) by the parties under the protective order, without objection to those designations
19 (although Verigy reserves its rights to challenge such designations pursuant to the Stipulated
20 Protective Order).

21 5. The confidentiality interest of the parties therefore overcomes the right of public
22 access to the record, as a substantial probability exists that the parties' overriding confidentiality
23 interest will be prejudiced if the record is not sealed. Further, the proposed sealing is narrowly
24 tailored and no less restrictive means exist to achieve this overriding interest.

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1 I declare under penalty of perjury under the laws of the United States of America that the
2 foregoing is true and correct and that this declaration was executed this 2nd day of October, 2007
3 at San Jose, California.

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5 /s/
6 Melinda M. Morton
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